

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

Gregg Freishtat,

Plaintiff,

- against -

Liveperson, Inc.,

Defendant.

07 Civ. 6838 (JGK)

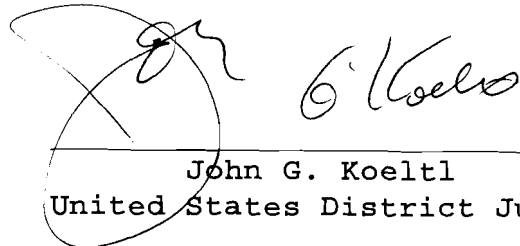
ORDER

JOHN G. KOELTL, District Judge:

For the reasons stated on the record at the hearing held on January 18, 2008, the defendant's motion for judgment on the pleadings is **denied**, and the plaintiff's motion for the appointment of an Accounting Referee is **granted**. Claim III of the Complaint is **stayed**.

SO ORDERED.

Dated: New York, New York
January 21, 2008



John G. Koeltl
United States District Judge